

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

May 13, 2007

TO: Honorable Will Hartnett, Chair, House Committee on Judiciary

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: SB1701 by Harris (Relating to the appointment of a successor guardian for certain wards adjudicated as totally incapacitated.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend Section 695, Texas Probate Code, to allow the court under certain circumstances to appoint the Department of Aging and Disability Services (DADS) as a successor guardian of a ward who has been adjudicated totally incapacitated. The number of appointments is subject to an annual limit of 55. The bill would also amend Section 161.101, Human Resources Code, to require DADS to agree to serve as the successor guardian. DADS estimates there would be some cost to implement the provisions of the bill, but these costs are expected to be absorbed within the agency's existing budget.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 530 Family and Protective Services, Department of, 539 Aging and Disability Services, Department of

LBB Staff: JOB, MN, PP, NM